

ATTACHMENT C

PATTERSON, THUENTE, SKAAR & CHRISTENSEN, P.A.*Patent, Trademark, Copyright, Internet & Related Causes*

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February 3, 2006

The Honorable Lawrence J. Piersol
United States District Judge
Room 202 United States Courthouse
400 South Phillips Avenue
Sioux Falls, South Dakota 57104-6851

Re: Larson Manufacturing v. AluminArt Products Limited and ChamberDoor
Court File No. 03-CIV-4244
Our File No. 3329.01-LIT-01

Larson Manufacturing Company of South Dakota, Inc. v. Andersen Corporation
and Emco Enterprises, Inc.
Court File No. 04-CIV-4120
Our File No. 3329.06-LIT-01

Dear Judge Piersol:

In accordance with the Court's orders to stay each of the above-referenced actions, Plaintiff Larson Manufacturing Company of South Dakota, Inc. ("Larson") is required to notify the Court within 10 days after the reexamination proceeding for U.S. Patent No. 6,618,998 ("the '998 Patent") is complete. As such, Larson is hereby notifying the Court that a Notice of Intent to Issue Ex Parte Reexamination Certificate ("Reexamination Issue Notice") from the United States Patent and Trademark Office ("USPTO") was received by Larson on January 30, 2006. The USPTO reaffirmed the validity of each of the '998 Patent claims currently asserted against the Defendants (*i.e.*, claims 14-15 and 17-22) and prosecution on the merits in the reexamination is now closed. A copy of the Reexamination Issue Notice and the reaffirmed claims are provided with this letter for your review.

In addition to addressing various scheduling order issues, Larson believes supplemental claim construction briefing will be required as a result of the events of the reexamination proceeding. In particular, various claim terms in dispute prior to the initiation of the reexamination, and the focus of much of the parties' claim construction briefing, were specifically addressed by the USPTO.

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Opposing counsel is being served by copy of this letter.

Yours very truly,

PATTERSON, THUENTE,
SKAAR & CHRISTENSEN, P.A.



Randall T. Skaar

RTS/cb/MTM/dsv
Enclosures

cc: Alan W. Kowalchyk, Esq. (Via Hand Delivery)
Thomas J. Leach, Esq. (Via Hand Delivery)
Thomas J. Welk, Esq. (Via U.S. Mail – with enclosures)
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